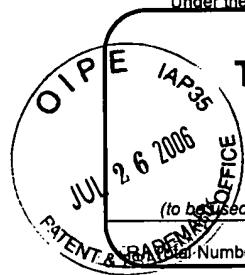


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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Number of Pages in This Submission

| | |
|------------------------|------------------|
| Application Number | 10/678,720 |
| Filing Date | October 3, 2003 |
| First Named Inventor | Robert C. Lam |
| Art Unit | 1771/Conf. #6119 |
| Examiner Name | Arden B. Sperty |
| Attorney Docket Number | 01168/BW00076 |

ENCLOSURES (Check all that apply)

| | | |
|--|---|---|
| <input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input checked="" type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD | <input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please Identify below): Return Postcard Copy of Office Action mailed 7/19/06 |
| Remarks | | |

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

| | | | |
|--------------|---|----------|--------|
| Firm Name | Emch, Schaffer, Schaub & Porcello Co., L.P.A. | | |
| Signature | | | |
| Printed name | Patrick P. Pacella | | |
| Date | July 26, 2006 | Reg. No. | 25,463 |

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I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

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This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450, DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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01168/BW00076

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:

Robert C. Lam
Serial No: 10/678,720
Filed: October 3, 2003
For: FRICTION MATERIAL CONTAINING PARTIALLY
CARBONIZED CARBON FIBERS

Exr. Arden B. Sperty
Art Unit: 1771
Confirmation No.: 6119

Commissioner of Patents
and Trademarks
Washington, D.C. 20231

July 26, 2006

PETITION

Sir:

In response to the Office Communication mailed July 19, 2006, attached, Applicant is requesting a refund for the Request for Continued Examination fee in the amount of \$790.00 in the above captioned matter. Please credit the refund to our deposit account in the name of Owen & Owen, number: 15-0825.

Respectfully submitted,

EMCH, SCHAFFER, SCHAUB
& PORCELLO CO., L.P.A.

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